



## IN THE CLAIMS

Rewrite claim 31 as follows:

-- 31. (Amended) A ball-throwing machine ~~for propelling balls toward a batter, said machine~~ [including a power head for delivering pitches to different locations, said machine including at least one linear actuator for moving said power head] having at least one motor for powering said machine and dynamic braking means for rapidly decelerating the speed of said at least one motor.--

Cancel claims 32-40.

Rewrite claim 41 as follows:

-- 41. (Amended) A method for profiling the pitch of an actual pitcher, said method comprising the steps of:

providing a ball throwing machine of the type having a programmable controller for controlling the pitch [type, location and speed] ~~profile~~; and

programming the controller ~~using a smart card~~ to deliver said profiled pitch.—

Cancel claim 42 without prejudice or disclaimer of the subject matter contained therein.

Rewrite claim 43 as follows:

-- 43. (Amended) A method for profiling the pitches of an actual pitcher, said method comprising the steps of:

providing a ball throwing machine of the type having:

a power head that includes at least one wheel for propelling a ball toward a batter;

at least one linear actuator for moving the power head; and

a programmable controller for controlling the speed of said at least one wheel and the movement of said linear actuator;

establishing a database for the pitches thrown by a particular pitcher, said database including

the ~~parameters of the~~ applicable wheel speed and actuator setting for each pitch thrown by a pitcher;  
and

programming the [machine] ~~programmable controller with a smart card that contains the~~  
~~applicable parameters~~ to throw said profiled pitch by setting the applicable wheel speed and actuator  
setting for said pitch; and

throwing said profiled pitch.—

Add the following new claims:

-- 44. (New) A method for profiling the pitches of an actual pitcher, said method comprising  
the steps of:

providing a ball throwing machine of the type having at least one wheel for propelling a ball  
toward a batter and a programmable controller for controlling the speed of said at least one wheel and  
position of said machine relative to the batter;

establishing a database for the pitches thrown by a particular pitcher, said database including  
the parameters of the applicable wheel speed for each pitch thrown by a pitcher and the position of said  
machine; and

programming the programmable controller with a smart card that contains the applicable  
parameters to throw said profiled pitch by setting the applicable wheel speed and the position of said  
machine; and

throwing said profiled pitch.—

#### **REMARKS**

The Office Action mailed September 25, 2001 and the references cited therein have been  
carefully considered. Applicants acknowledge, with appreciation, the renumbering of the claims by